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Attorney for Plaintiff
PATRICIA CLAIRE BANKSTON

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

PATRICIA CLAIRE BANKSTON,

Plaintiff,

v.

PATENAUDE & FELIX, A
PROFESSIONAL CORPORATION, a
California corporation, and RAYMOND
ALCIDE PATENAUDE, individually and in
his official capacity,
Defendant.

Case No. C07-03396-JW-PVT

**SUPPLEMENTAL DECLARATION
OF FRED W. SCHWINN IN SUPPORT
OF MOTION FOR SUMMARY
JUDGMENT**

[Fed. R. Civ. P. 56]

Date: February 25, 2008
Time: 9:00 a.m.
Judge: Honorable James Ware
Courtroom: Courtroom 8, 4th Floor
Place: 280 South First Street
San Jose, California

I, Fred W. Schwinn, declare under penalty of perjury, under the laws of the United States,
28 U.S.C. § 1746, that the following statements are true:

1. I am an attorney at law duly licensed to practice before all the courts of the
State of California and in this judicial district and am a shareholder in the law firm Consumer Law
Center, Inc., attorneys of record for Plaintiff, PATRICIA CLAIRE BANKSTON (hereinafter
referred to as "Plaintiff").

2. I have personal knowledge of the following facts, and if called as a witness,
I could and would competently testify thereto.

3. On July 5, 2007, I received a letter from Matthew B. Golding, counsel for
Defendants, PATENAUDE & FELIX, A.P.C., and RAYMOND A. PATENAUDE. A true and

1 correct copy of this letter is attached hereto as Exhibit "4," and by this reference is incorporated
2 herein.

3 4. On October 12, 2007, I caused to be served on counsel for Defendant,
4 PATENAUDE & FELIX, Interrogatories. On or about November 12, 2007, the responses to these
5 Interrogatories were served on my office. A true and correct copy of Defendant, PATENAUDE &
6 FELIX's, Response to Interrogatories is attached hereto as Exhibit "5," and by this reference
7 incorporated herein.

8 Executed at San Jose, California on February 9, 2008.

9
10 /s/ Fred W. Schwinn
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